

Feb 19, 2021

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

JASON JAY LINGO,

Defendant.

NO: 2:16-CR-72-RMP-1

ORDER CONTINUING
SUPERVISED RELEASE
REVOCATION HEARING AND
MODIFYING CONDITIONS

A supervised release revocation hearing was initiated on February 19, 2021. Defendant Jason Jay Lingo, who is released, was present by video conference with his attorney Assistant Federal Defender Colin Prince. Defendant expressly waived his right to be physically present and consented to appear by video-conferencing for this hearing. *See* Fed. R. Crim. P. 43(a); General Order No. 2021-4 (E.D. Wash. Feb. 10, 2021); CARES Act, Pub. L. No. 116-136; State of Washington Office of the Governor, Proclamation 20-25.6, “*Safe Start – Stay Healthy*” *County-by-County Phased Reopening* (Jul. 7, 2020). Assistant United States Attorney James Goeke appeared by video conference on behalf of the Government.

ORDER CONTINUING SUPERVISED RELEASE REVOCATION
HEARING AND MODIFYING CONDITIONS ~ 1

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2 Having heard from the parties regarding two alleged supervised release
3 violations raised in a petition dated January 8, 2021, the Court grants Defendant's
4 request to continue the revocation hearing by at least ninety days. The Court
5 further modifies the conditions of Mr. Lingo's release as recommended by his
6 supervising U.S. Probation Officer.

7 Accordingly, **IT IS HEREBY ORDERED:**

- 8 1. The Court holds findings on the two alleged violations in the petition
9 dated January 8, 2021, in **abeyance**.
- 10 2. The supervised release revocation hearing shall **resume** on **May 20, 2021**,
11 at **10:00 a.m.** The instructions for participating in the video conference
12 shall be sent to the parties by separate order. The hearing also may be
13 heard on the public telephone conference line by calling 1-888-363-4749,
14 Access Code 4939688 # (no security code required).
- 15 3. All previously imposed conditions of release shall remain in effect, with
16 the following additional conditions:
 - 17 7. You must maintain a complete and current inventory of your
18 computer equipment and provide it to the supervising officer. You
19 must provide a monthly record of computer usage and bills
20 pertaining to computer access to the supervising officer.
 - 21 8. You must not possess or use any computer with access to any on-
line computer service without the prior approval of the supervising
officer. This includes any Internet service provider, bulletin board
system, or any other public or private computer network. You shall

1 not have access to a modem during your term of supervision without
2 the prior approval of the supervising officer.

3 9. You must allow the probation officer, or designee, to conduct
4 random inspections, including retrieval and copying of data from
5 any computer, or any personal computing device that you possess or
6 have access to, including any internal or external peripherals. This
7 may require temporary removal of the equipment for a more
8 thorough inspection. You must not possess or use any public or
9 private data encryption technique or program. You must purchase
10 and use such hardware and software systems that monitor your
11 computer usage, if directed by the supervising officer.

12 10. You must live at an approved residence, and must not change
13 your living situation without advance approval of the supervising
14 officer.

15 11. You must complete a sex offender evaluation, which may
16 include psychological and polygraph testing. You must pay
17 according to your ability and allow the reciprocal release of
18 information between the evaluator and supervising officer.

19 12. You must not have direct contact with any child you know or
20 reasonably should know to be under the age of 18, not including
21 your own children, without the permission of the probation officer.
If you do have any direct contact with any child you know or
reasonably should know to be under the age of 18, not including
your own children, without the permission of the probation officer,
you must report this contact to the probation officer within 24 hours.
Direct contact includes written communication, in-person
communication, or physical contact. Direct contact does not include
incidental contact during ordinary daily activities in public places.

13 13. You must actively participate and successfully complete an
14 approved state-certified sex offender treatment program. You must
15 follow all lifestyle restrictions and treatment requirements of the
16 program. You must participate in special testing in the form of
17 polygraphs, in order to measure compliance with the treatment
18 program requirements. You must allow reciprocal release of
19 information between the supervising officer and the treatment
20

1 provider. You must pay for treatment and testing according to your
2 ability.

3 The District Court Clerk is directed to enter this Order and provide copies to
4 counsel and the U.S. Probation Office.

5 **DATED** February 19, 2021.

6 *s/ Rosanna Malouf Peterson*

7 ROSANNA MALOUF PETERSON

8 United States District Judge
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